



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

PASTAN et al.

Application No.: 09/673,707

Filed: January 11, 2001

For: RECOMBINANT IMMUNOTOXIN
DIRECTED AGAINST THE HIV-1
GP120 ENVELOPE GLYCOPROTEIN

Customer No.: 20350

Confirmation No. 3958

Examiner: Zeman, Robert A.

Technology Center/Art Unit: 1645

DECLARATION OF DR. DAVID J.
FITZGERALD

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, DR. DAVID J. FITZGERALD, hereby declare and state:

1. I received a B.A. in Microbiology from Trinity College, Dublin, Ireland, in 1977, and a Ph.D. in Microbiology from the University of Cincinnati, College of Medicine, Cincinnati, Ohio, in 1982.

2. Since receiving my doctorate in 1982, I have been a researcher in the Laboratory of Molecular Biology ("LMB") of the National Cancer Institute ("NCI"), of the U.S. National Institutes of Health ("NIH"). Since 1994, I have been Chief of the LMB's Biotherapy Section.

3. I am not an inventor on the captioned patent application, have no financial interest in it, and do not expect that any aspect of my employment at NIH will be affected by my submission of this Declaration.

4. I am an author or co-author of over 180 publications in the scientific literature. A copy of my c.v. is attached as Attachment 1.

Considered
22 4/30/02